## RCW Law Firm, LP



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July 22, 2010

U.S. Bankruptcy Court Southern District of New York Attn: Court Clerk One Bowling Green New York, NY 10004

Re:

In re DPG Holdings, Corp., et al.

Case No. 05-44481 (RDD)

Dear Sir or Madam:

Please find enclosed an original plus one copy of FKMT, LLC f/k/a Monarch Transport, LLC's Motion for Declaration that the Administrative Expense Claims Bar Date Does Not Apply to be filed pro se by me as the representative of FKMT, LLC. Please return the file-stamped copy in the envelope provided.

Thank you for your assistance with this matter. Please contact me at 913-906-9810 should you have any questions.

Sincerely,

Troy Renkemeyer, CPA, LLM

**Enclosures** 

TROY RENKEMEYER 10975 Benson Drive, Suite 570 Overland Park, KS 66210

Pro Se Representative for FKMT, LLC f/k/a Monarch Transport, LLC Creditor

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re : Chapter 11

DPH HOLDINGS CORP., et al., : Case No. 05-44481 (RDD)

: (Jointly Administered)

Reorganized Debtors. :

FKMT, LLC f/k/a MONARCH TRANSPORT, LLC'S MOTION FOR DECLARATION THAT THE ADMINISTRATIVE EXPENSE CLAIMS BAR DATE DOES NOT APPLY

COMES NOW FKMT, LLC f/k/a Monarch Transport, LLC, Creditor, Pro Se ("FKMT"), by its authorized representative Troy Renkemeyer, to move the Court to declare that FKMT should not be bound by the Administrative Expense Claims Bar Date, as defined in the ORDER (A)(I) APPROVING MODIFICATIONS TO DEBTORS' FIRST AMENDED PLAN OF REORGANIZATION (AS MODIFIED) AND RELATED DISCLOSURES AND VOTING PROCEDURES AND (II) SETTING FINAL HEARING DATE TO CONSIDER MODIFICATIONS TO CONFIRMED FIRST AMENDED PLAN OF REORGANIZATION AND (B) SETTING ADMINISTRATIVE EXPENSE CLAIMS BAR DATE AND ALTERNATIVE TRANSACTION HEARING DATE dated July 16, 2009 ("Administrative Expense Claims Bar Date"). In support of its position, FKMT states as follows:

1. The Administrative Expense Claims Bar Date does not apply to FKMT for the

reasons set forth in FKMT, LLC F/K/A MONARCH TRANSPORT, LLC'S RESPONSE TO

REORGANIZED DEBTORS' MOTION FOR AN ORDER TO ENFORCE MODIFIED

PLAN AND MODIFICATION APPROVAL ORDER INJUNCTION AGAINST FKMT,

LLC F/K/A MONARCH TRANSPORT, LLC and FKMT, LLC F/K/A MONARCH

TRANSPORT, LLC'S MOTION TO LIFT THE INJUNCTION CONTAINED IN THE

MODIFICATION APPROVAL ORDER AND MODIFIED PLAN.

2. In the alternative, if the Court does not declare that the Injunction does not

apply to FKMT, then FKMT requests the Court to grant it temporary leave of Court to file an

Administrative Expense Claim.

WHEREFORE, FKMT respectfully requests this Court to 1) declare that the

Administrative Expense Claims Bar Date does not apply to FKMT, or in the alternative 2)

grant FKMT temporary leave of Court to file an Administrative Expense Claim.

Respectfully submitted,

FKMT, LLC

f/k/a Monarch Transport, LLC

Pro Se

By:

Troy Renkemeyer

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## CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was forwarded this day of July, 2010, by depositing the same in the U.S. mail, postage prepaid and addressed to the following:

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